

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

-----X  
:  
CROWN CLOTHING CORPORATION, : Civil Action No. 05-10049 (NG)  
Plaintiff :  
:  
v. :  
:  
RANDCORE, INC., :  
RAND INTERNATIONAL TRADING, :  
INC., ANDRE BERNARD, AND :  
RONALD BERNARD, :  
Defendants :  
-----X

MOTION OF DEFENDANTS RANDCORE, INC.,  
RAND INTERNATIONAL TRADING, INC.,  
AND ANDRE BERNARD TO DISMISS THE COMPLAINT

Pursuant to Rule 12(b)(2) of the Federal Rules of Civil Procedure,  
Defendants Randcore, Inc., Rand International Trading, Inc., and Andre Bernard  
(collectively, "Defendants") respectfully move that the Court dismiss the Plaintiff's  
complaint for lack of personal jurisdiction. Defendants base their motion on the relevant  
allegations of the Amended Complaint and on the affidavit of Andre Bernard filed  
herewith.

For a more detailed statement of the grounds for their motion, Defendants  
respectfully refer the Court to the accompanying memorandum of law, which is  
incorporated here by reference.

REQUEST FOR ORAL ARGUMENT

Defendants believe that oral argument may assist the Court in the disposition of this motion and request a hearing.

Dated: Boston, Massachusetts  
January 25, 2005

Respectfully submitted,

Defendants Randcore, Inc., Rand International Trading, Inc., Andre Bernard, and Ronald Bernard

By their Attorneys,

SUGARMAN, ROGERS, BARSHAK & COHEN, P.C.

By: /s/ Jeffrey S. Stern  
Jeffrey S. Stern  
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Local Rule 7.1(a)(2) Certificate

The undersigned certifies that counsel have conferred and have attempted in good faith to resolve or narrow the issues raised by the within motion, but were unable to do so.

/s/ Jeffrey S. Stern  
Jeffrey S. Stern



CERTIFICATE OF SERVICE

I, Jeffrey S. Stern, hereby certify that on the 25<sup>th</sup> day of January, 2005, I served the within notice of motion by mailing a copy thereof, postage prepaid, to the following counsel of record:

John C. Wyman, Esq.  
Murtha Cullina LLP  
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/s/ Jeffrey S. Stern

Jeffrey S. Stern